

1 **WEST VALLEY CITY, UTAH**

2 **ORDINANCE NO. 08-20**

3 Draft Dates: 2/6/2008; 3/5/2008

4 Date Adopted: _____

5 Date Effective: _____

6
7 **AN ORDINANCE AMENDING SECTIONS 7-1-103 AND 7-9-104**
8 **AND ADDING SECTION 7-6-1109 TO TITLE 7 OF THE WEST**
9 **VALLEY CITY MUNICIPAL CODE REGARDING DETENTION**
10 **FACILITY/JAIL REGULATIONS.**

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12
13 **WHEREAS**, the City desires to amend Sections 7-1-103 and 7-9-104 and add Section 7-6-1109
14 to Title 7 of the West Valley City Municipal Code by adding the definition, parking requirements and
15 regulations for a detention facility/jail; and

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17 **WHEREAS**, the City Attorney's Office conducted research for an appropriate definition for a
18 detention facility/jail; and

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20 **WHEREAS**, the Community and Economic Development Department researched the appropriate
21 amount of parking, and regulations for such a facility in West Valley City; and

22
23 **WHEREAS**, the City Council of West Valley City, Utah, does hereby determine that it is in the
24 best interests of the health, safety, and welfare of the citizens of West Valley City to amend Title 7 of the
25 West Valley City Municipal Code to reflect these changes.

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27 **NOW, THEREFORE, BE IT ORDAINED** by the City Council of West Valley City, Utah, as
28 follows:

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30 **Section 1. Repealer.** Any provision of the West Valley City Municipal Code found to be in
31 conflict with this Ordinance is hereby repealed.

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33 **Section 2. Amendment.** Title 7 is hereby amended to read as follows:

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35 **7-1-103. DEFINITIONS.**

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37 (59) "Detention Facility/Jail" means any facility operated to house offenders in a secure setting for
38 the duration of their confinement; or any facility providing assessment, stabilization and/or treatment
39 services for parole violating offenders and/or non-compliant probationers.

40
41 *Renumber Items 60-217 and ending with 217.*

42
43 **CHAPTER 7-6**
44 **ZONES AND DISTRICTS**

45 **7-6-1109. ADDITIONAL REGULATION OF DETENTION FACILITY/JAILS**

46 (1) No Detention Facility/Jail shall be located within one quarter mile of any public or

private school, church, public library, public playground or park, or residential zone boundary.

(2) The site should have a buffer of at least 200 feet between the fenced compound and site property line. This buffer area may include xeriscape or turf landscaping.

(3) Shall not be within 5 miles of any other Detention Facility/Jail

(4) The primary façade of the facility must meet Sections 7-14-210 through 7-14-215 of the West Valley City Commercial Design Standards.

(5) The landscaped setback along any public or private right of way must be at least 60 feet. The area must include a 2-3' berm with one tree planted every 600 square feet. No more than 50% turf is allowed in this area and there must be a combination of 4 shrubs per tree with a mixture of living and non-living groundcover.

(6) The applicant shall send a notice by mail to all property owners or persons operating a business within 300 feet of the property line of a proposed Detention Facility/Jail indicating the exact location of the property and its intended use.

7-9-104. COMPUTATION OF OFF-STREET PARKING SPACES.

| USE | MINIMUM OFF-STREET PARKING REQUIREMENT | MAX. % COMPACT USES ALLOWED | NOTES |
|-------------------------|---|--------------------------------------|--|
| INDUSTRIAL | | | |
| Detention Facility/Jail | 2 spaces per 3 employees, 1 space per 20 inmates and 1 space per each service vehicle stored on site. | | Parking spaces must be adequately sized for the vehicles being stored or parked on site. |

Section 3. Severability. If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 4. Effective Date. This Ordinance shall take effect immediately upon posting as required by law.

PASSED and APPROVED this _____ day of _____, 2008.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER